

EXHIBIT 1

Sealed Entirely

EXHIBIT 2

CHASOM BROWN, ET AL. vs GOOGLE, LLC.
Transcript of Zoom Meeting on 04/14/2022

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
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5 CHASOM BROWN, et. al.,
6 Plaintiffs,
7 vs.
8 GOOGLE, LLC,
9 Defendant.

10 _____ /

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12 TRANSCRIPT OF ZOOM MEETING

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14 DATE: April 14, 2022

15

16 BEFORE: Douglas Brush,
Special Master

17

18

19 This cause came on to be heard at the time and place
aforesaid, when and where the following proceedings
20 were transcribed by:

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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	1 Emanuel for Google. I'll invite my colleagues 2 to identify themselves. 3 MR. ANSORGE: Josef Ansorge, also with 4 Quinn Emanuel for Google. 5 MS. TREBICKA: Viola Trebicka, Quinn 6 Emanuel, Google. 7 MS. GAO: Tracy Gao, Quinn Emanuel, also 8 for Google. 9 SPECIAL MASTER BRUSH: Great, thanks. 10 And, again, we're picking up on an exchange of 11 the special master update on Brown vs. Google 12 that was -- some information that was exchanged 13 April 13th, yesterday, and we've had some 14 updates. 15 And based on what we were looking to have 16 updated was some specificity from plaintiffs 17 around particular search criteria that was 18 being put into Google. We're calling it 19 cascading search for the kind of final round of 20 searches, and particular search three and four. 21 And I just wanted to let plaintiffs go 22 first and see if they were able to clarify that 23 information and see if we've made some progress 24 that could facilitate that without error. 25 MR. MAO: Yeah. Special Master Brush and
1 4/14/2022 2 (Whereupon, these proceedings were 3 transcribed from a digital recording.) 4 SPECIAL MASTER BRUSH: All right. Thanks 5 everybody for coming back on, particularly in 6 this later hour, for those on the east coast, 7 being that it's Thursday, April 14th, it's 6:00 8 p.m. on the east coast. I know folks have had 9 long days in various aspects of their days and 10 lives. 11 But this is a continuance of the 12 conference that we had this morning on the 13 Brown vs. Google. I'm going to ask counsels to 14 just make a quick appearances, just so we put 15 names and voices together for the court 16 transcriber, and then we can jump into it. So 17 if plaintiffs want to jump in, we can now get 18 back on it. 19 MR. MAO: Yes. Good afternoon, Special 20 Master Brush, Mr. Schmidt, and counsel. This 21 is Mark Mao with Boies Schiller Flexner. Also 22 online are my colleagues, Alison Anderson of 23 Boies Schiller Flexner, also Ryan McGee of 24 Morgan & Morgan for the plaintiffs. 25 MR. SCHAPIRO: Andrew Schapiro from Quinn	Page 3 1 counsel, as you can see, we clarified that term 2 to narrow it down to two specific terms, two 3 specific types of IDs for search two that was 4 not in search one. 5 So we did that for search two, step one; 6 did that for search three, step one; did that 7 for search four, step one. And then we removed 8 that term altogether from search two, step two; 9 search two, step three; search three, step two; 10 search three, step three. And then the same 11 steps for search four. That should remove that 12 and, you know, that issue altogether. 13 SPECIAL MASTER BRUSH: Okay. And Google 14 counsel, did you get a chance to review that 15 yet? Did that -- 16 MR. ANSORGE: Yes. Based on our -- 17 SPECIAL MASTER BRUSH: -- help -- 18 MR. ANSORGE: So, when looking at the 19 spreadsheet here that we received April 14th, 20 today, and it's version two, just to make sure 21 we're looking at the same one. 22 And it did help, and I think it really 23 crystalizes for us what the underlying problem 24 is, and I was hoping to take a minute to 25 explain it to everybody to make sure that we're

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<p>1 MR. MAO: You just want to know it's their 2 devices. That's --</p> <p>3 MR. SCHAPIRO: No, not just that it's 4 their devices. We want to understand if they 5 can attest that other people aren't using them. 6 That's a first step. I'm not saying it's 7 sufficient, but I'm taking that to at least be 8 the assignment.</p> <p>9 I think often after these sessions, we've 10 been sent back with assignments for things that 11 we're supposed to come back and describe. I 12 think just in deference to the people on the 13 east coast, you know, that --</p> <p>14 MR. MAO: Yes.</p> <p>15 MR. SCHAPIRO: -- if we can, as a first 16 step, say, you know, that's -- that seems like 17 a reasonable homework assignment and it 18 addresses at least some of these concerns, and 19 then let's see what we can come up with.</p> <p>20 SPECIAL MASTER BRUSH: I think, look, we 21 don't want to be in a position here -- and I 22 can't be put in a position here or the court be 23 put in a position here -- that even though 24 there's something hypothetical, the problem is 25 there's enough of a degree of uncertainty that</p>	<p>1 allows us to move forward to, if there's a 2 search result with that IPv6, with that user 3 agent string, on that date and time, and we 4 decrypt any of the IDs that are the result of 5 that, it's improbable that it's anybody else 6 other than the named plaintiff.</p> <p>7 And that's what we're trying to get to, 8 Mr. Mao. It's just to protect that process so 9 you get what you need but it's also done within 10 the guidelines of respecting the privacy of 11 others and making sure we don't, you know, 12 produce incorrect data. You know, we don't 13 want to get you data that's not going to be 14 subject to this litigation that could actually 15 not help you.</p> <p>16 So it's -- if we can narrow down on the 17 IPv6s, because it's associated with the device, 18 and show me confidence for each one of those 19 sessions that are listed, you know, for the IP 20 address UA -- what was that? Like about 27, 21 28? Yeah, that is, hey, Mr. Brown was the one 22 doing it from that IPv6 address on this device, 23 then we have some confidence that it's the 24 person, not the machine.</p> <p>25 MS. ANDERSON: May I ask just a quick --</p>
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<p>1 allows it.</p> <p>2 All we're trying to do is protect all 3 parties in this, that if we're going to be 4 touching data that's going to be produced or 5 even involved in this litigation, that it's for 6 the named plaintiffs. It's just the boundaries 7 we have to respect on this, and we're trying to 8 build some framework around that that protects 9 that.</p> <p>10 Even if plaintiffs don't agree that, hey, 11 what's the chances, there's enough of a chance 12 that makes me concerned. I've been doing this 13 a long time and I've seen information like this 14 particularly with IP addresses and IPv4 15 addresses that are concerning. They're not 16 that unique.</p> <p>17 And so, this is what we're seeing, is that 18 if we can get down to this IPv6 device issue 19 and show that a human -- because this is what 20 we're coming down to -- is computers are not 21 the named plaintiffs in this.</p> <p>22 IP addresses are not the named plaintiffs. 23 It's the individuals themselves that we have to 24 map to these actions. And if we can show that, 25 that gives us the degree of confidence that</p>	<p>1 for a procedural or scheduling issue? I know I 2 haven't spoken much, but I just wanted to ask, 3 you know, I think, as one of the people that's 4 going to be doing some of this homework, each 5 time we seem to kind of get a new issue.</p> <p>6 So if there's any other issues, you know, 7 that Google is already spotting right now, if 8 they could raise those for us now? Or if in 9 the next, you know, hour or so can shoot just 10 an email?</p> <p>11 Because I do think it would really help 12 us. You know, we're really sort of addressing 13 this on the fly sometimes, and I know that 14 sometimes that's unavoidable. But to the 15 extent, if there's other issues, you know, that 16 -- because the IP address obviously has been 17 around for a while.</p> <p>18 If there's other issues that are out 19 there, if you can let us know so we can try to 20 do our homework as best we can with our -- you 21 know, our experts and the people who know this 22 stuff -- to really try to get you, Special 23 Master Brush, the best information, I think 24 that would really help. You know, if --</p> <p>25 SPECIAL MASTER BRUSH: That's an</p>

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<p>1 engineers, we already did.</p> <p>2 SPECIAL MASTER BRUSH: That's even better</p> <p>3 news. Okay. And, again, is there -- I'm not</p> <p>4 going to hold you -- a rough idea of when you</p> <p>5 might think there might be completion or at</p> <p>6 least something we can put out there to aim</p> <p>7 towards?</p> <p>8 MS. GAO: I think two weeks for the ones</p> <p>9 that don't require written publisher notice.</p> <p>10 SPECIAL MASTER BRUSH: Publisher -- yep.</p> <p>11 MS. GAO: And we need to add two more</p> <p>12 weeks for the ones that do. That should be a</p> <p>13 reasonable estimate.</p> <p>14 SPECIAL MASTER BRUSH: Perfect.</p> <p>15 MS. GAO: Thank you.</p> <p>16 SPECIAL MASTER BRUSH: What I would like</p> <p>17 is at least updates on that, but if we -- if</p> <p>18 things can look sooner or later, you know,</p> <p>19 maybe just even, hey, things are still running,</p> <p>20 things haven't timed out, we haven't had any</p> <p>21 issues, you know, maybe on a every couple days</p> <p>22 would be helpful just so we know that things</p> <p>23 are moving along.</p> <p>24 MS. GAO: Yes. Will do.</p> <p>25 SPECIAL MASTER BRUSH: That would be</p>	<p>1</p> <p>2</p> <p>3 CERTIFICATE OF TRANSCRIBER</p> <p>4</p> <p>5 STATE OF FLORIDA]</p> <p>6 COUNTY OF BREVARD]</p> <p>7</p> <p>8 I, NICOLE L. CASH-IANNELLO, Digital/Video</p> <p>9 Transcriber, do hereby certify that I was</p> <p>10 authorized to and did transcribe the foregoing</p> <p>11 proceeding, and that the transcript is a true</p> <p>12 and correct record of the proceeding to the</p> <p>13 best of my ability.</p> <p>14 Done and dated this 26th day of April,</p> <p>15 2022, at Melbourne, Brevard County, Florida.</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p>1 great. Thank you.</p> <p>2 Okay, great. Well, with that, I think we</p> <p>3 can adjourn on this and we look forward to</p> <p>4 resolving this. And for those, we will be --</p> <p>5 Mr. Schmidt, I will be present next week. The</p> <p>6 judge has asked us to be there just in case</p> <p>7 there's any questions. Just so you guys are on</p> <p>8 notice, we'll be there next Thursday. But in</p> <p>9 the meantime, we'll continue to work on these</p> <p>10 issues as they come up.</p> <p>11 MR. MCGEE: You'll be in person this time,</p> <p>12 Special Master Brush?</p> <p>13 SPECIAL MASTER BRUSH: That's correct.</p> <p>14 MR. SCHAPIRO: Looking forward to meeting.</p> <p>15 SPECIAL MASTER BRUSH: Yeah.</p> <p>16 MR. SCHAPIRO: Thanks.</p> <p>17 SPECIAL MASTER BRUSH: It's rare that it</p> <p>18 happens these days. We're all meeting on Zoom.</p> <p>19 But yeah, it will be in person.</p> <p>20 All right. Well, I hope everybody has a</p> <p>21 good evening. Get some rest, get some food,</p> <p>22 and we'll talk soon.</p> <p>23 (The proceedings were concluded.)</p> <p>24</p> <p>25</p>	